

ASSIGNEDAPPLICATION FOR PERMIT Serial No. 12647
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADADate of first receipt and filing in State Engineer's office SEP 22 1948
Returned to applicant for correction
Corrected application filedFred L. Cole, Elcey Cole Williams, Florence Livingston as executrix of the estate of Florence Kirchen, deceased Name of applicant
of Tonopah, County of Nye,

State of Nevada hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation.)

1. The source of the proposed appropriation is Pond fed by seepage Name of stream, lake, or other source (Midas Pond)
2. The amount of water applied for is 2.0 second-feet. One second-foot equals 40 miners' inches
3. The water to be used for placer mining Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23, T. 8 N., R. 43 E. or at a point from which the N. E. corner of said Sec. 23, bears N. 21° 25' E., 2400 feet.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is _____
- (b) Description of land to be irrigated Describe by legal subdivision, or if on unsurveyed land it should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.
- (c) Use will begin about _____ and end about _____, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is horsepower.
- (e) Place of use S $\frac{1}{2}$ NE $\frac{1}{4}$ Section 23, T. 8 N., R. 43 E. Give location of place of use by legal subdivision
- (f) Point of return of water to stream Describe in same manner as point of diversion
- (g) State number and kinds of animals to be watered
- (h) Use will begin about Jan 1st and end about Dec. 31st of each year.
Month Month
- (i) Remarks

DESCRIPTION OF PROPOSED WORKS

Water pumped to mill through 2" pipe and to placer mine

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduites; If winter

is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions.

5. Estimated cost of works completed
6. Estimated time required to construct works
7. Remarks

For use of applican

Fred L. Cole, Elcey Cole Williams and
Florence Livingston, as executrix of Estate of
Florence Kirchen, Applicant.
deceased

By Fred L. Cole

Compared H-E-A-T

This sheet inspected

—, Engineer.

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application
and do hereby grant the same, subject to the following limitations and
conditions:

This permit is issued subject to all existing rights. It is understood that the 2.0 c.f.s. herein granted is only a temporary allowance, and that the final water right obtained under this permit will be dependent upon the amount actually placed to beneficial use. A suitable measuring device must be installed and accurate measurements of the water placed to a beneficial use must be included in the proof of such use when filed. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second.

Actual construction work shall begin on or before Sept. 25, 1951

Proof of commencement of work shall be filed before Oct. 25, 1951

Work must be prosecuted with reasonable diligence and be completed on or before Sept. 25, 1952.

Proof of completion of work shall be filed before Oct. 25, 1952

Application of water to beneficial use shall be made on or before Sept. 25, 1954. Proof of the application of water to beneficial use must be filed with State Engineer on or before Oct. 25, 1954.

WITNESS MY HAND AND SEAL this 27th day
of September 1954.

CO of Completion of work filed SEP 6 1951
CO of Completion of work filed AUG 27 1952
PROOF OF BENEFICIAL USE FILED SEP 27 1952
of September, 1950

SEP 27 1955

Received Feb 27, 1956 8:9 a.m. Page 37 planning State Engineer.